

Liber W. C. in the fifth yeare of the Dominion of the right Hon<sup>ble</sup> Charles Lord Baltemore &c Annoq<sup>3</sup> Doni 1679 came the said parties by their Attorneys aforesaid And the said George Wells by his said Attorney saith, that the aforesaid James Mills ought not to haue his action aforesaid against him because he saith he is not Ex<sup>r</sup> of the last Will & testam<sup>t</sup> of James Ives deceased, as the aforesaid James Mills by his writt aforesaid supposeth, & this he is ready to verifie, whereupon he prayeth judgem<sup>t</sup> of that writt &c. An the said James saith, that he by any thing above alleadged from haueing his action aforesaid ought not to be debarred, because he saith that the said George Wells is Ex<sup>r</sup> of his owne wrong of the same James Ives deceased, & divers Goods & Chattles which were of the said James Ives att the tyme of his death did Administer & dispose to the Value of the  
 p. 94 debt aforesaid, out of which The said p<sup>t</sup> his debt aforesaid might have bin satisfied And this he prayeth may be enquired of by the Countrey, And the Defend<sup>t</sup> also. Therefore itt is comāded the Sheriffe of S<sup>t</sup> Maryes County that he cause to come here twelve &c by Whom &c and who neither &c to recognize &c because as well &c

On which said Eighteenth day of ffebruary in the yeare aforesaid. came as well the said p<sup>t</sup> as the said Defend<sup>t</sup> by their Attorneys aforesaid And the jurors impannelled, being called likewise came to witt, Tho: Cosden, Joseph Tilley, Marmaduke Semme, Sam<sup>l</sup> Holdsworth John King, W<sup>m</sup> Husbands, Tho: Sedgwick, Rob<sup>t</sup> Mason, W<sup>m</sup> Harris, Tho: Alcock, John Bouchier & Herman Norton who being Elected tryed & Sworne to say the truth in the p<sup>r</sup>misses upon their Oathes doe say that the said George Wells is Ex<sup>r</sup> in of his owne wrong of the said James Ives Therefore itt is considered that the said James Mills recover against the said George Wells his dañages by occasion of the p<sup>r</sup>misses, but because itt is not knowne what dañages the said James hath sustained by occasion thereof. Itt is therefore ordered that a writt of Enquiry of dañages issue, returnable att the next Provintiall Court

John Richardson	}
ag <sup>t</sup>	
W <sup>m</sup> Dare Adm <sup>r</sup>	
John Parker	}
The Same	
ag <sup>t</sup>	}
the same	
The same	}
ag <sup>t</sup>	
The same	}
W <sup>m</sup> Burges	
ag <sup>t</sup>	}
Richard Hill	

The Defend<sup>ts</sup> by Robert Ridgely their Attorney  
 appeare & imparle untill next Court